



PENDING

AMENDMENT NO. _____

Calendar No. _____

Purpose: To amend part B of the Individuals with Disabilities Education Act to reach full Federal funding of such part in 6 years, and for other purposes.

IN THE SENATE OF THE UNITED STATES—108th Cong., 2d Sess.

S. 1248

To **AMENDMENT No. 3144** on

By Harkin - Hagel & others

To: S. 1248

Refer

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Page(s)

GPO: 2002 83-247(Mac)

AMENDMENT intended to be proposed by Mr. HARKIN (for himself, Mr. HAGEL, Mr. KENNEDY, Ms. COLLINS, Mr. JEFFORDS, Mr. COLEMAN, Mrs. CLINTON, Mr. ROBERTS, Ms. MIKULSKI, Mr. DODD, Mr. REED, Ms. STABENOW, Mr. LEVIN, Mr. ROCKEFELLER, and Mr. CORZINE), Mr. Schumer, Mr. Warner, Ms. Murkowski

Viz:

- 1 In section 611 of the Individuals with Disabilities
- 2 Education Act (as amended by section 101 of the bill)
- 3 strike subsection (i) and insert the following:
- 4 “(i) FUNDING.—

1 “(1) IN GENERAL.—For the purpose of car-
2 rying out this part, other than section 619, there are
3 authorized to be appropriated—

4 “(A) \$12,268,000,000 or the maximum
5 amount available for awarding grants under
6 subsection (a)(2), whichever is lower, for fiscal
7 year 2005, and, there are hereby appropriated
8 \$2,200,000,000 for fiscal year 2005, which
9 shall become available for obligation on July 1,
10 2005 and shall remain available through Sep-
11 tember 30, 2006, except that if the maximum
12 amount available for awarding grants under
13 subsection (a)(2) is less than
14 \$12,268,000,000, then the amount appro-
15 priated in this subparagraph shall be reduced
16 by the difference between \$12,268,000,000 and
17 the maximum amount available for awarding
18 grants under subsection (a)(2);

19 “(B) \$14,468,000,000 or the maximum
20 amount available for awarding grants under
21 subsection (a)(2), whichever is lower, for fiscal
22 year 2006, and, there are hereby appropriated
23 \$4,400,000,000 for fiscal year 2006, which
24 shall become available for obligation on July 1,
25 2006 and shall remain available through Sep-

tember 30, 2007, except that if the maximum amount available for awarding grants under subsection (a)(2) is less than \$14,468,000,000, then the amount appropriated in this subparagraph shall be reduced by the difference between \$14,468,000,000 and the maximum amount available for awarding grants under subsection (a)(2);

“(C) \$16,668,000,000 or the maximum amount available for awarding grants under subsection (a)(2), whichever is lower, for fiscal year 2007, and, there are hereby appropriated \$6,600,000,000 for fiscal year 2007, which shall become available for obligation on July 1, 2007 and shall remain available through September 30, 2008, except that if the maximum amount available for awarding grants under subsection (a)(2) is less than \$16,668,000,000, then the amount appropriated in this subparagraph shall be reduced by the difference between \$16,668,000,000 and the maximum amount available for awarding grants under subsection (a)(2);

“(D) \$18,868,000,000 or the maximum amount available for awarding grants under

1 subsection (a)(2), whichever is lower, for fiscal
2 year 2008, and, there are hereby appropriated
3 \$8,800,000,000 for fiscal year 2008, which
4 shall become available for obligation on July 1,
5 2008 and shall remain available through Sep-
6 tember 30, 2009, except that if the maximum
7 amount available for awarding grants under
8 subsection (a)(2) is less than \$18,868,000,000,
9 then the amount appropriated in this subpara-
10 graph shall be reduced by the difference be-
11 tween \$18,868,000,000 and the maximum
12 amount available for awarding grants under
13 subsection (a)(2);

14 “(E) \$21,068,000,000 or the maximum
15 amount available for awarding grants under
16 subsection (a)(2), whichever is lower, for fiscal
17 year 2009, and, there are hereby appropriated
18 \$11,000,000,000 for fiscal year 2009, which
19 shall become available for obligation on July 1,
20 2009 and shall remain available through Sep-
21 tember 30, 2010, except that if the maximum
22 amount available for awarding grants under
23 subsection (a)(2) is less than \$21,068,000,000,
24 then the amount appropriated in this subpara-
25 graph shall be reduced by the difference be-

1 tween \$21,068,000,000 and the maximum
2 amount available for awarding grants under
3 subsection (a)(2); and

4 “(F) the maximum amount available for
5 awarding grants under subsection (a)(2) for fis-
6 cal year 2010 and each succeeding fiscal year,
7 and, there are hereby appropriated for each
8 such year an amount equal to the maximum
9 amount available for awarding grants under
10 subsection (a)(2) for the fiscal year for which
11 the determination is made minus
12 \$10,068,000,000, which shall become available
13 for obligation on July 1 of the fiscal year for
14 which the determination is made and shall re-
15 main available through September 30 of the
16 succeeding fiscal year.

17 “(2) REAUTHORIZATION.—Nothing in this sub-
18 section shall be construed to prevent or limit the au-
19 thority of Congress to reauthorize the provisions of
20 this Act.